

15 August 2006

Barbara J. Cook, P.E.
Regional Branch Chief
Attention: Lynn Nakashima
Site Mitigation Branch
DTSC of Toxic Substances Control
700 Heinz Avenue, Suite 200
Berkeley, California 94710

RE: August 2006 Monthly Summary Report
Site Investigation Order
Docket No. 04/05-006

Dear Barbara and Lynn,

Erler & Kalinowski, Inc. ("EKI") has prepared this letter on behalf of Cherokee Simeon Venture I, LLC ("CSV"), Zeneca, Inc. ("Zeneca"), and Bayer CropScience, Inc. ("Bayer"), collectively known as the Respondents to the Order, to fulfill the monthly reporting requirements to the California Environmental Protection Agency, Department of Toxic Substances Control ("DTSC") for the former Zeneca Property, now known as the Campus Bay Site ("Site"), that is the subject of Site Investigation Order, Docket No. 04/05-006 ("Order"). The Site is located between Meade Street, University of California - Richmond Field Station, South 49th Street, and Stege Marsh, in Richmond, Contra Costa County, California 94804. The monthly reporting requirements are outlined in Section 6.4 of the DTSC Order.

This summary report has been organized according to Section 6.4 of the Order and will contain a description of:

1. Specific actions taken by or on behalf of Respondents during the previous calendar month.
2. Actions expected to be undertaken during the current calendar month.
3. All planned activities for the next month.
4. Any requirements under the Order that were not completed.
5. Any problems or anticipated problems in complying with the Order.
6. All results of sample analyses, tests, and other data generated under the Order during the previous calendar month, and any significant findings from these data.

1. Specific actions taken by or on behalf of Respondents during the previous calendar month.

The actions taken by or on behalf of Respondents this previous calendar month (July 2006) are as follows:

- Continued preparation of a response to DTSC's comments provided in a letter, dated 21 February 2006, on the *Current Conditions Summary Report, Lot 1*, which was submitted to the DTSC on 13 May 2005 ("Lot 1 CCR") and the *Current Conditions Summary Report, Lot 2*, which was submitted to the DTSC on 24 June 2005 ("Lot 2 CCR"). Submittal of the response to DTSC is planned for October 2006 with the Lots 1 and 2 Remedial Investigation Report.
- Continued preparation of a response to DTSC's comments provided in a letter, dated 7 March 2006, on the *Current Conditions Summary Report, Lot 3*, dated 29 July 2005 ("Lot 3 CCR"). The DTSC comment letter also included additional comments on the *Lot 3, Field Sampling and Analysis Plan, Campus Bay Site, Richmond, California*, dated 2 November 2005 ("Lot 3 FSAP"). Submittal of the response to DTSC is planned for November 2006 with the Lot 3 Remedial Investigation Report.
- Continued preparation of the Lagoon Site Investigation Workplan.
- Completed temporary cap maintenance activities in accordance with the DTSC-approved weed control plan summarized in a letter, dated 25 May 2006, including herbicide application on 12 July 2006.
- Continued preparation of a Removal Action Workplan ("RAW") for polychlorinated biphenyl ("PCB") and volatile organic compound ("VOC")-impacted soil within Lot 1.
- Continued preparation of the Remedial Investigation Report tables, figures, and borehole logs for Lots 1, 2, and 3 based on data collected in accordance with the *Revised Quarterly Monitoring, Well Installation/Repair, and Lot 1/Lot 2 Field Sampling and Analysis Plan, Campus Bay Site, Richmond, California*, dated 19 September 2005 ("Lots 1 and 2 FSAP") and the Lot 3 FSAP and the revisions to the Lots 1 and 2 FSAP and the Lot 3 FSAP, dated 2 March 2006.
- Per the DTSC's request in a letter, dated 28 July 2006, initiated preparation of a list of proposed study areas for Lots 1 and 2 along with a proposed schedule to submit the Treatability Study Workplan for review and approval and to implement the Treatability Study.
- Submitted a letter, dated 13 July 2006, to the DTSC transmitting soil gas sampling results from the vicinity of the PCB- and VOC-impacted area on Lot 1.
- Met with the DTSC on 13 July 2006 to discuss preliminary data collected from the investigation of Lots 1, 2, and 3, summarized in the draft data package submitted to DTSC on 30 June 2006.
- Submitted the *Tidal Study Work Plan, Lot 3 of the Former Zeneca Facility, Campus Bay Project, Richmond, California*, dated 17 July 2006 to DTSC.
- Submitted the 2nd Quarter 2006 monitoring report including groundwater results collected in the 2nd Quarter of 2006, dated 31 July 2006 to DTSC.
- Submitted a letter, dated 31 July 2006, to the DTSC transmitting methyl mercury data from the investigation of Lots 1, 2, and 3.

2. Actions expected to be undertaken during the current calendar month

The Respondents intend to complete the following activities this month (August 2006).

- Continue preparation of a response to DTSC's comments provided in a letter, dated 21 February 2006, on the Lot 1 CCR and Lot 2 CCR. Submittal of the response to DTSC is planned for October 2006 with the Lots 1 and 2 Remedial Investigation Report.
- Continue response to DTSC's comments provided in a letter, dated 7 March 2006, on the Lot 3 CCR. The DTSC comment letter also included additional comments on the Lot 3 FSAP. Submittal of the response to DTSC is planned for November 2006 with the Lot 3 Remedial Investigation Report.
- Continue preparation of the RAW for PCB- and VOC-impacted soil on Lot 1.
- Continue preparation of the Remedial Investigation Reports for Lots 1 and 2 and Lot 3. Submittal of the Remedial Investigation Reports for Lots 1 and 2 and Lot 3 has been postponed to include results of sampling planned by Respondents on the UC Richmond Field Station Property.
- Initiate preparation of the Lots 1 and 2 Risk Assessment and Lot 3 Risk Assessment.
- Implement activities specified in *Tidal Study Work Plan, Lot 3 of the Former Zeneca Facility, Campus Bay Project, Richmond, California*.
- Perform 3rd Quarter 2006 quarterly groundwater and surface water (as necessary) monitoring during the week of 14 August 2006.
- Perform additional soil and groundwater sampling on the UC Richmond Field Station property, as required by the DTSC and discussed during the 13 July 2006 meeting, assuming an access agreement can be executed in a timely manner.
- Perform walkthrough assessment of the temporary cap on 10 August 2006 to note herbicide effectiveness and apply additional herbicide, as necessary, in accordance with the DTSC-approved weed control plan summarized in a letter, dated 25 May 2006.
- Per the DTSC's request in a letter, dated 28 July 2006, submit a list of proposed study areas for Lots 1 and 2 along with a proposed schedule to submit the Treatability Study Workplan for review and approval and to implement the Treatability Study.
- Meet with the DTSC at the Site on 16 August 2006 to discuss concerns regarding alleged buried drums and identify the area to perform the magnetometer survey.
- Continue up-keep and maintenance activities associated with the HEA revegetation in accordance with the HEA Planting Plan summarized in the *Conceptual Remediation and Risk Management Plan for the Habitat Enhancement Area*, dated 4 October 2002.
- Submit the Lagoon Site Investigation Workplan to the DTSC.
- Submit a letter transmitting dioxin data from the investigation of Lots 1, 2, and 3 to the DTSC.

3. All planned activities for the next month

The respondents intend to conduct the following activities next month (September 2006).

- Continue preparation of a response to DTSC's comments provided in a letter, dated 21 February 2006, on the Lot 1 CCR and Lot 2 CCR. Submittal of the response to DTSC is planned for October 2006 with the Lots 1 and 2 Remedial Investigation Report.
- Continue response to DTSC's comments provided in a letter, dated 7 March 2006, on the Lot 3 CCR. The DTSC comment letter also included additional comments on the Lot 3 FSAP. Submittal of the response to DTSC is planned for November 2006 with the Lot 3 Remedial Investigation Report.
- Continue preparation of the Remedial Investigation Reports for Lots 1 and 2 and Lot 3. Submittal of the Remedial Investigation Reports for Lots 1 and 2 and Lot 3 has been postponed to include results of sampling planned by Respondents on the UC Richmond Field Station Property.
- Continue preparation of the Lots 1 and 2 Risk Assessment and Lot 3 Risk Assessment.
- Initiate activities associated with the Lagoon Sampling Workplan, pending approval by the DTSC.
- Initiate preparation of report documenting results of the *Tidal Study Work Plan, Lot 3 of the Former Zeneca Facility, Campus Bay Project, Richmond, California* to DTSC.
- Submit the Treatability Study Workplan to DTSC.
- Perform additional investigations in areas on Lots 1 and 2 planned for treatability testing.
- Repair areas of temporary cap damaged during site investigation activities associated with the Lot 3 FSAP.
- Submit a letter transmitting radiological data from the investigation of Lots 1, 2, and 3 to the DTSC.
- Submit the RAW for PCB- and VOC-impacted soil on Lot 1.

4. Any requirements under the Order that were not completed

- Communications between the Respondents and DTSC regarding Financial Assurance are ongoing.

5. Any problems or anticipated problems in complying with this Order

- None

6. All results of sample analyses, tests, and other data generated under this Order during the previous calendar month, and any significant findings from these data

- Results from groundwater sampling performed during the 2nd quarter of 2006 are discussed in the 2nd quarter report, submitted to the DTSC on 31 July 2006.
- Preliminary soil and groundwater data from field activities performed in accordance with the Lots 1 and 2 FSAP and Lot 3 FSAP were submitted to the DTSC on 30 June 2006. The final

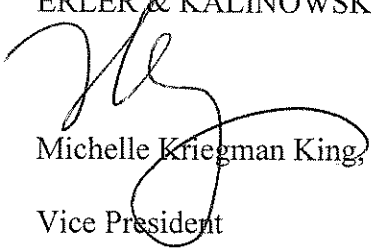
data package will be submitted to the DTSC in the Remedial Investigation Reports documenting implementation of the Lots 1 and 2 FSAP and Lot 3 FSAP. The Remedial Investigation Reports for Lots 1 and 2 and Lot 3 will be submitted to the DTSC in September 2006.

- A letter containing soil gas sampling results from field activities performed in accordance with the Lots 1 and 2 FSAP and Lot 3 FSAP was transmitted to the DTSC on 13 July 2006.
- A letter containing methyl mercury data from the investigation of Lots 1, 2, and 3 was transmitted to the DTSC on 31 July 2006.
- A letter containing dioxin data from field activities performed in accordance with the Lots 1 and 2 FSAP and Lot 3 FSAP will be transmitted to the DTSC in August 2006.
- A letter containing radiological data from field activities performed in accordance with the Lots 1 and 2 FSAP and Lot 3 FSAP will be transmitted to the DTSC in September 2006.

If you have any questions or comments regarding this report, please feel free to contact Douglas Mosteller of CSV at (303) 689-1476.

Very truly yours,

ERLER & KALINOWSKI, INC.



Michelle Kriegman King, Ph.D.

Vice President

cc: John D. Edgcomb
Doug Mosteller, Cherokee Simeon Venture I, LLC
Lynn Nakashima, DTSC
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